

GOVERNMENT OF ANDHRA PRADESH
A B S R A C T

Social Welfare Department – Land Acquisition for House Sites – Kurnool District – Yemmiganur Village & Mandal - Land Acquired for provision of house sites to the weaker section people – Sanction of Rs.36,30,052/- towards half of the decretal charges in LAASMP No.264/2012 in LAAS No.60/2012 in OP No.25/2006 and batch – Orders - Issued.

SOCIAL WELFARE (LA.2) DEPARTMENT

G.O Rt.No. 434

Dated: 24.06.2013
Read the following

1. From the Dist Collector, Kurnool Lr. Rc.H.14/SWLA/2012, dated 22.06 .2012.
2. From the CSW, A.P., Hyderabad Lr.No.LA4/5595/2012, dated 31.7.2012.
3. From the CCLA & Spl CS, AP, Hyd Lr. No S2/680/ 2012, Dated 25.02.2013..

ORDER:

In the reference 3rd read above, the Special Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has informed that the LAO/RDO, Adoni Kurnool has acquired land admeasuring Ac.11.256 Cts (covered in total extent of Ac 41.52 Cts) in Sy. No.17/A1B, etc., situated at Yemmiganur Village & Mandal of Kurnool District through an Award No.2/HS/2006, Dt.16.02.2006, and 8/HS/2000, Dt. 14.03.2001 for provision of house sites to weaker section of Kurnool District and the Land Acquisition Officer has fixed the land value @ Rs. 42,000/-, 43,000/- and 46,000/- per acre. The claimant received compensation amount under protest and requested the LAO to refer the matter to the civil court for enhancement of compensation. The LAO/RDO, Adoni referred the OP. Nos : 25/2006, 26/2006, 78/2006, 76/2006, 83/2006, 34/2007 in pursuance of memos filed by the claimants before the RDO, Adoni after receiving the determined compensation under protest. The Hon'ble Sr. Civil Judge Court, Adoni issued orders Dt ; 26.02.2010 in OP. No : 25/06 and batch is as follows :

1. That the claimants are entitled to market value at Rs. 3,00,000/- per acre (Subject to deduction of 1/3rd thereof per acre)
2. The claimants are entitled to Solatium @ 30 % p.a. on the enhanced amount.
3. That the claimants are entitled to the additional value @ 12% per annum or enhanced amount from the date of preliminary notification till the date of award.
4. That the claimants are entitled to interest 9% for one year from the date of preliminary notification and 15 % p.a. thereon the enhanced amount till the date of deposit in to the court.
5. The amount already paid by the LAO shall be deducted for the compensation payable.

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The Special Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has further stated that the Asst Govt. Pleader, Adoni in his Letter dated 16.08.2011 opined that the above said O.Ps are fit cases to prefer appeals against the decree and the Judgement of the said O.Ps before the Hon'ble High Court of AP, Hyderabad. The LAO/RDO, Adoni has filed the appeal in the High Court of AP, Hyderabad as the orders of High Court are pending, the LAO/RDO filed different miscellaneous petitions in different dates is as follows:

LAASMP No: 264/2012 in LAAS No : 60/2012 in OP. No : 25/06 , dt : 10.02.2012.
 LAASMP No: 201/2012 in LAAS No : 45/2012 in OP. No : 26/06 , dt : 07.02.2012.
 LAASMP No: 423/2012 in LAAS No : 116/2012 in OP. No : 78/06 , dt : 24.02.2012
 LAASMP No: 105/2012 in LAAS No : 31/2012 in OP. No : 76/06 , dt : 25.01.2012.
 LAASMP No: 101/2012 in LAAS No : 26/2012 in OP. No : 83/06 , dt : 25.01.2012
 LAASMP No: 541/2013 in LAAS No : 189/2013 in OP. No : 34/07 , dt : 12.03.2013.

The Hon'ble High Court was pleased to grant interim stay on condition of depositing 50% of enhanced amount within 6 weeks and requested to comply the said orders in the said LAASMPs in LAASs in O.Ps. The District Collector, Kurnool has submitted proposals to the Commissioner of Social Welfare, A.P., Hyderabad for sanction of Rs.36,30,052/- towards payment of half of the decretal charges in O.P. Nos and Sy.Nos. situated at Yemmiganur Village & Mandal of Kurnool District for the purpose of providing house sites to weaker section as follows:

OP.No	Sy.No	Extent (in Acres)
25/2006	89/A3B, 89/A3A, 89/A1 and 69/D	2.055
26/2006	89/C1, 89/C3A and 89C3B	2.160
78/2006	17/A1B, 17/A3B	1.201
76/2006	69/C	1.300
83/2006	17/B2A	2.000
34/2007	68/B1	2.540
	Total	Ac. 11.256 Cts

2. The Special Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad after verification and scrutiny of the proposals submitted by the District Collector, Kurnool/ Commissioner of Social Welfare, A.P., Hyderabad, has sent comparative calculation sheet for an amount of Rs.36,30,052/- (Rupees thirty six lakhs thirty thousand and fifty two only) towards payment of half of the decretal charges in LAASMP Nos in LAAS Nos in OPs and Sy.Nos situated at Yemmiganur (V&M) of Kurnool Dist for providing house sites to the weaker section in consultation with the Law Deptt as follows:

LAASMP in LAAS & Interim Orders dated	OP.Nos	Sy.Nos	Extent (in Acres)
264/2012 in LAAS No : 60/2012 dt : 10.02.2012.	25/2006	89/A3B, 89/A3A, 89/A1 and 69/D	2.055
201/2012 in LAAS No : 45/2012, dt : 07.02.2012.	26/2006	89/C1, 89/C3A and 89C3B	2.160
423/2012 in LAAS No : 116/2012, dt : 25.01.2012.	78/2006	17/A1B, 17/A3B	1.201

105/2012 in LAAS No : 31/2012, dt : 25.01.2012	76/2006	69/C	1.300
101/2012 in LAAS No : 26/2012, dt : 25.01.2012	83/2006	17/B2A	2.000
541/2013 in LAAS No : 189/2013, dt : 12.03.2013	34/2007	68/B1	2.540
		Total	Ac. 11.256 Cts

3. Government, after careful examination of the above proposal, hereby accord permission to the Commissioner of Social Welfare, A.P., Hyderabad for release an amount of Rs.36,30,052/- (Rupees thirty six lakhs thirty thousand and fifty two only) to the Dist Collector, Kurnool subject to outcome of the said Appeals, towards payment of half of the decretal charges in LAASMPs, LAASs in O.Ps and Sy. Nos situated at Yemmiganur Village & Mandal of Kurnool Dist for the lands acquired for providing house sites to the weaker section as detailed below:

LAASMP in LAAS & Interim Orders dated	OP.Nos	Sy.Nos	Extent (in Acres)
264/2012 in LAAS No : 60/2012 dt : 10.02.2012.	25/2006	89/A3B, 89/A3A, 89/A1 and 69/D	2.055
201/2012 in LAAS No : 45/2012, dt : 07.02.2012.	26/2006	89/C1, 89/C3A and 89C3B	2.160
423/2012 in LAAS No : 116/2012, dt : 25.01.2012.	78/2006	17/A1B, 17/A3B	1.201
105/2012 in LAAS No : 31/2012, dt : 25.01.2012	76/2006	69/C	1.300
101/2012 in LAAS No : 26/2012, dt : 25.01.2012	83/2006	17/B2A	2.000
541/2013 in LAAS No : 189/2013, dt : 12.03.2013	34/2007	68/B1	2.540
		Total	Ac. 11.256 Cts

4. The expenditure sanctioned in para (3) above shall be met within the BE.2013-14 and debited to the following Head of Account:

“2225-Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes – 01 – Welfare of Scheduled Castes – M.H.283- Housing – G.H.11-Normal State Plan – SH(08) Acquisition of House Sites to weaker sections in Indiramma Programme – 310/312 – Other Grant – in – Aid”.

5. The Commissioner of Social Welfare, A.P., Hyderabad is directed to issue necessary Proceedings to the District Collector, Kurnool to comply with the Court orders in LAASMP No.264/2012 in LAAS No.60/2012 in OP No.25/2006 and batch.

6. The District Collector, Kurnool shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of the Proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

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7. This order does not require the concurrence of Finance (Expr.SW) Department, as per their instructions vide U.O Note No.12869/196/A1/Expr.SW/2009 dated 22.05.2009 and U.O No. 15926/256/A1/1/Expr.SW/09, dated 17.08.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J. RAYMOND PETER
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Special Chief Secretary & Chief Commissioner of Land Administration,
A.P., Hyderabad

The Commissioner of Social Welfare, A.P., Hyderabad,

The District Collector, Kurnool

Copy to:

The Director of Treasury & Accounts, A.P., Hyderabad,

The Accountant General, A.P., Hyderabad,

The District Treasury Officer, Kurnool District.

Finance (Exp.SW/BG) Department

SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER